

November 16, 1959

Honorable Fred A. Seaton,
Secretary of the Interior, Washington DC

REDRESS

Sir:

You have undoubtedly learned of my acquittal, on November 12th, by unanimous vote of the jury, of the charge of simple assault against Paul Jones, illegal chairman of the Tribal Council of the Navajo Nation, because I arrested him at Window Rock, Arizona on April 21st. My innocence of this charge is thus established formally as it has always been established actually. Let me summarize the story which never got to the jury.

My intervention at Window Rock was at the invitation and urgings of responsible Navajo leaders who had been denied redress by every agency, Navajo and U.S., responsible for lawful government on the Navajo Reservation. My arrest on May 2nd, ten days later, was designed to prevent me from exposing, on May 2nd and 3rd, at Many Farms and Window Rock, evidence of the fraudulent election of Paul Jones and Vice Chairman Preston, engineered in collaboration with Glenn L. Emmons, Commissioner of Indian Affairs, under your executive control; of mishandling and possible embezzlement of Navajo funds amounting to millions of dollars; of mishandling oil royalties and illegal impairment of extensive Navajo water rights of the Glenn Canyon Dam project; and my proposed recommendations to the Navajos to obtain redress and reestablish lawful government on the reservation. In this I was fulfilling my duty as a responsible citizen and an officer on the honorable rolls of the U.S. Army.

By reason of these trumped-up charges of assault I was subjected to false arrest at Chinle, Arizona, on May 2nd by Navajo tribal police led by Superintendent Nelson (a white man); all heavily armed; under orders issued by Paul Jones; on a false warrant sworn to by Inspector Adams of the tribal police who had no personal knowledge of the alleged assault; the warrant fraudulently issued by Federal Commissioner Wallace Crawford in Holbrook, Arizona, in violation of procedures established for such cases by the Treaty of 1868 between the United States and the Navajo Nation; illegally served by a member of the tribal police and not, as required, by a Federal Marshal.

I was then kidnapped under threat of violence by Nelson and Adams; flown off the Navajo Reservation (an independent foreign nation as recognized under international law), into the United States at Holbrook; driven from the air field by the Sheriff of Holbrook under the guns of Nelson and Adams who had no jurisdiction in the United States; "booked", by the Sheriff and "frisked" with personal violence by Nelson, all with the collaboration of the Sheriff and under the guns of Nelson and Adams. I was then thrown into jail with the assistance of Nelson and Adams, and later fingerprinted. During this process of violence I was informed that the purpose was to "give me the works", and to establish a criminal record for future punitive action. Although Nelson had assured me that Commissioner Crawford would be along in a few minutes, I remained in jail, presumably through intent to permit me to "cool off", for approximately an hour and a half.

At the end of that time Federal Marshal Mosher rushed into jail where I was still incarcerated, and arrested me a second time on the same warrant, and announcing that only he (a federal marshal) could serve a federal warrant, in this case illegal because already once served. Only then was I removed from the dirty, stinking cell block, covered with garbage and latrine filth, and given the opportunity to try to arrange bail which was difficult on a Saturday afternoon when my wife was not at home in Sherman Oaks, California, and telephonic communications were difficult between Holbrook, Phoenix and Sherman Oaks. Only through the providential intercession of Mr. Ben Rudderow of Phoenix, an old friend, recently deceased, were all of the elements accomplished for my release on \$1,000.00 bail. As part of the "works" I was then served with a notice (as was Craig Carpenter, my associate), signed by the illegal Vice Chairman Preston of the Navajos, barring us from the reservation. In the interim Marshal Mosher informed me that it had been planned that if I did not succeed in obtaining bail I was to be taken to Prescott where I would have been confined until the following Wednesday before legal action for my release could be consummated. This, too, was part of the "works". At the time bail was set by Crawford I protested the amount as unreasonably high, and that I could well be released on my own recognizance. He replied that he would be willing to do so but this case was important politically, and that he was taking directions from "higher up". This, too, was part of the "works".

Thereafter the "works" continued from the office of U.S. Attorney Hays and his assistants in Phoenix, and from Judges Ling and Walsh who acted on the case. I obtained the assistance of two competent attorneys, Mr. Leon S. Jacobs and Mr. John Flynn. During the course of preliminary action and subsequent trial, not once was a motion for my protection covering the trumped-up charge, accepted by either judge, as the record will show. The prejudice of Judge Ling was demonstrated in his approval of a motion by the US Attorney's office, vigorously fought by my attorneys, requiring that I be given a psychiatric examination at the Phoenix veterans hospital, thus establishing his federal court as an instrument for the defamation of my character throughout the United States, constituting a second trumped-up charge as it was proven

to be by the prompt and complete clearance on this issue by the Veterans Hospital. The prejudice of Judge Ling, involving him as a party to the "works", may be considered to stem from a letter I had written to him previously protesting his membership on what I had characterized as a "Kangaroo Court", established by a bill manipulated through Congress by Senator Barry Goldwater and Congressman Haley, which would throw Hopi oil and uranium lands into the hands of Paul Jones who had a record of "cooperative negotiations" with government swindlers, to defraud both Hopis and Navajos of their resources, and reminding Judge Ling that although he was a federal judge, he was not immune to criminal action. This conclusion is also substantiated by the story appearing in the Flagstaff press, quoting Goldwater and Haley as demanding my psychiatric examination because they were fed up with my activities protecting Indian rights which brings Goldwater and Haley into the picture of the "works".

The prejudice of Judge Walsh may also stem from my criticisms of this same "Kangaroo Court" of which he is now a member, relieving Judge Ling who withdrew from that court and from my case, leaving Judge Walsh in a position in the game of giving me the "works". This prejudice was clearly established in his handling of my case, forcing me, step by step, to trial on a case which should have been dismissed long before because of glaring irregularities and illegalities, and particularly in his instructions to the jury concerning the definition of "simple assault", which was protested by my attorneys, and which converted him from judge to prosecutor! This might well have been the deciding factor in my conviction, since the jury called for a re-expression on this point, which Judge Walsh gave in the same prejudicial language.

Activities in Arizona merely reflected the "rigging" at highest governmental levels to give me the "works" - "rigged" against the Indians in general; against the Navajos in particular, who now possess fabulous oil and uranium resources of which they are being swindled by "cooperative negotiations" between Paul Jones and public officials; and "rigged" against me in particular because I dared to expose the crimes being committed. A "rigged" President of the United States, "Indian fighter" who sells whiskey to the Indians, who shamelessly slammed the iron gates of the White House against Chiefs of the Six Nations of the Iroquois who came to petition for a redress of grievances as provided by a treaty signed by General George Washington. A "rigged" Congress which has, for generation after generation, passed legislation violating solemn treaties with the Indians to permit them to be swindled with ease by public officials and hidden exploiters. A "rigged" Chief Justice of the United States who remains mute and immovable when these swindles are brought to his attention, and who permits "rigged" federal judges under his charge to prejudice my case and defame my reputation. A "rigged" Commissioner of Indian Affairs who is notorious throughout the Indian lands for his exploitation of their resources and his refusal to deal justly with them, without whose connivance the election frauds and swindles on the Navajo Reservation could not have been consummated, and who collaborates with "rigged" officials of the Pentagon and the Attorney General of the United States to misuse my military records in an attempt to defame my character. A "rigged" Attorney General of the United States who inspires "rigged" US attorneys "rigged" federal commissioners, "rigged" federal marshals, "rigged" Sheriffs to attempt to beat me to death with the full legal power of government. "Rigged" newspapers, particularly of Phoenix and Albuquerque, and their "rigged" radio and TV stations, which joined in the chase to give me the "works".

My alleged offense, of which I was acquitted, was simple assault. The offenses against me, perpetrated against me by officials of government all of whom are sworn to uphold the Constitution and the laws of the land thereunder, including treaties, involved major crimes including kidnapping at the point of a gun, and a fate worse than death in an insane asylum, which would justify the death sentence or imprisonment in a penitentiary for life.

Having previously exhausted all channels of redress - the President, the Congress of the United States, the Chief Justice of the United States, the Department of Justice, your own Department of the Interior and Bureau of Indian Affairs - I return to you as the individual in the chain of executive responsibility and forced as you are by circumstances of control to become accessory to crimes perpetrated by your subordinate, Glenn L. Emmons, to initiate action for redress for the Indians and for myself in the light of the facts presented. I require the following immediate action of you:

A. That you initiate action through proper executive and legislative channels for the withdrawal of recognition from the puppet, fraudulent government of Paul Jones of the Navajo Nation, which we now recognize, and aid and abet; that all official communication with Jones and his agents cease forthwith; that since lawful government does not now exist on the Navajo Reservation, the Navajo leaders be encouraged to form an interim government, draw up a new design for government according to Navajo desires and conforming to the treaty between the Navajos and the United States, to draft a new election law consonant with the will of the Navajos, and hold new elections to establish a permanent government according to their own desires; and thereafter to recognize and cooperate with such new government, fulfilling all treaty obligations to the Navajos.

B. That you initiate action through the Department of Justice to bring to justice all those who have perpetrated crimes against my person as follows:

(1) Since I am barred from the Navajo Reservation and cannot present charges personally through the Indian Agent on the reservation as required by the Treaty of 1868 between the Navajo Nation and the United States, that you initiate action for the delivery to US federal courts for trial, Paul Jones, Scott Preston, Superintendent Nelson, and Inspector Adams on charges of false arrest accompanied by violence; kidnapping by violence; criminal assault in conspiracy with the Sheriff of Holbrook; and false imprisonment in conspiracy with said Sheriff, consummated with violence.

(2) That similar action be taken directly through federal agencies for the arrest and trial of Federal Commissioner Wallace Crawford, Federal Marshal Mosher, and the Sheriff of Holbrook on charges of false arrest and false imprisonment by violence, criminal assault, and accessories to kidnapping.

Because I do not have the necessary legal experience, and do not intend to be forced to bear the financial burden of obtaining redress from criminals operating under the government of the United States, I require that I be furnished civil counsel at the expense of the government to prepare these charges in legal form. I suggest, if they are willing to serve, Mr. Leon S. Jacobs and Mr. John Flynn, of 411 No. Central Avenue, Phoenix, be so designated because they already have the necessary background on the case to act expeditiously and competently. I have not communicated with them in any way concerning the preparation of this letter, and have no information as to whether or not they would accept the commission.

C. That you initiate action for a full investigation, by retired jurists of known integrity interested in the honor of the courts, to determine the "Prime Movers" behind the conspiracy to give me the "works". I suggest that the trail will lead to Jesuit "Commandos" whose Jesuitical conspiracies are clearly visible at all levels and are in harmony with the century-old record of this organization. The investigation will include: (1) Big Time oil and uranium exploiters capable of causing a general mobilization of the forces of government to brush me out of their way. (2) Connivance between the White House, the Pentagon, and the Department of Justice to back up the attack. (3) The non-feasance of Chief Justice Warren on matters affecting law and the Constitution of the United States. (4) The Bureau of Indian Affairs under Glenn L. Emmons, immediate steps to be taken to sequester all records and place them under guard, and to audit his financial transactions in the Bureau of Indian Affairs. Attention should be given to the Phoenix Area Office of the Bureau under the direction of Mr. F. M. Haverland, who has been implicated in swindles and frauds on the Navajo, Hopi, and Ute Reservations, at least to the extent of guilty knowledge, together with Indian Agent O'Harra and Attorney Boyden who are currently involved in violences against the Hopis. (5) Complicity of the Committees of Insular and Interior Affairs of the Senate and House, which have voted consistently to swindle the Indians. (6) Complicity of Senator Goldwater and Congressman Haley, in collaboration with the office of the Attorney General and the Pentagon, to subject me to a defamatory psychiatric examination. (7) Complicity of the office of the U S Attorney of Phoenix charged with spear-heading legal violences against me through the courts. (8) Complicity of defamatory press, and radio and television stations, in the conspiracy to give me the "works" particularly those of Phoenix and Albuquerque.

The above investigation to include criminal or disciplinary action against all found guilty of participating in this raid on my own, and Navajo, rights.

D. That you initiate action to recompense me for damages for the amount of \$5,000,000.00 for the violences perpetrated against me; for the mental and physical anguish that I and my family have been caused to suffer; for the expenses to which I have been subjected in this "rigged" arrest; for the loss of time from productive work; and above all, for the defamation of my character broadcast throughout the United States.

My normal course of action would be through Dwight D. Eisenhower, but the record of this "rigged" official in his enmity toward the Indians and his complicity, as Chief Executive, in the record of the "works", preclude this approach. I realize fully the scope of the responsibility which I require of you. I do so because of your official status relative to these crimes, and also because of reported expressions that indicate that you know the truth. The injustices involved in this case are so outrageous that they match the best of Hitler's Gestapo. I hope that you, being acquainted with official Washington, may find public officials of fortitude and integrity who will cooperate with you to expunge from the record these ghastly crimes which are a shame to our nation, and to make restitution as far as lies within your power. If not, I suggest that you make a public appeal for assistance from public-spirited citizens, and am sure that you will receive all necessary support. If you find that you are unable to fulfill the above requirements, I suggest that you and all others in your situation disassociate yourselves from the forces of corruption and reveal your information to the public. This is your duty!

I require that you reply to this letter immediately, and that you act without procrastination to accomplish the above requirements. This situation of outlawry in the government of the United States must, and shall be, brought to an end. If public officials responsible for the maintenance of law and order are unable to do so, other means must be found. It is obvious that another "rigged" national election of another crop of corrupt camp followers and scavengers of the invisible forces which have conspired to give me the "works" will not suffice. The enforcement of law must then revert to the "sovereign people" who are the source of all law. If forced to do so I shall act within my own capabilities to see that this is done.

Herbert C. Holdridge
Brigadier General, U.S. Army (REtired)